

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

DENISE ELAYNE JONES and
MARILYN A. MANZI, individually and
on behalf of all other similarly situated,

Plaintiffs,

v.

CVS HEALTH CORPORATION, f/k/a CVS
CAREMARK CORPORATION,
SILVERSCRIPT INSURANCE COMPANY,
LLC, CAREMARK L.L.C., f/k/a
CAREMARK INC., CVS PHARMACY,
INC., and CVS CAREMARK PART D
SERVICES, LLC.

Defendants.

Civil Action

No. 24-cv-1703

ORDER

AND NOW, this 31st day of October, 2024, upon consideration of Defendants' Motion to Dismiss (ECF No. 19), it is hereby **ORDERED** that said Motion is **GRANTED in PART** and **DENIED in PART** as follows:

1. Defendants' Motion is **DENIED** as it pertains to Counts I, II, and III
2. Defendants' Motion is **GRANTED** as it pertains to Count V. Plaintiffs shall **AMEND** the Complaint in accordance with the Court's Memorandum within fourteen (14) days of this Order.
3. Defendants' Motion is **GRANTED** as it pertains to the Idaho Consumer Protection Act in Count VI, but the Motion is otherwise **DENIED** for Count VI.

Further, as Plaintiffs are no longer pursuing Count IV, they shall **AMEND** the Complaint accordingly.

IT IS SO ORDERED.

BY THE COURT:

/s/ John Milton Younge
Judge John Milton Younge